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| APPLICATION NO. | FILING DATE | FIRST NAMED INVENTOR | ATTORNEY DOCKET NO. | CONFIRMATION NO. |
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| 10/027,965 | 12/19/2001 | Reynaldo Gil | 21-015 ITW 20552 | 1405 |
| 80523 | 7590 | 06/30/2009 | EXAMINER | |
| Pepper Hamilton LLP 400 Berwyn Park 899 Cassatt Road Berwyn, PA 19312-1183 | | | CHAMPAGNE, LUNA | |
| | | | ART UNIT | PAPER NUMBER |
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Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE BOARD OF PATENT APPEALS
AND INTERFERENCES

Ex parte: REYNALDO GIL, DIPAYAN GANGOPADHYAY, JAY ZHOU,
SIMEON GORDON, and SANDEEP NAYAK

Application No. 10/027,965
Technology Center 3600

Mailed: June 30, 2009

Before PAULA CONN, *Paralegal Specialist*
CONN, *Paralegal Specialist*.

ORDER RETURNING UNDOCKETED APPEAL TO EXAMINER

This application was electronically received by the Board of Patent Appeals and Interferences on September 30, 2008. A review of the application revealed that it is not ready for docketing as an appeal. Accordingly, the application is herewith being returned to the Examiner to address the following matter(s) requiring attention prior to docketing.

EXAMINER'S ANSWER, MISSING SIGNATURES

An appeal conference is mandatory in all cases in which an acceptable appeal brief has been filed and a determination to move forward on appeal has been made. The participants of the appeal conference should include (1) the examiner charged with preparation of the examiner's answer, (2) a supervisory patent examiner (SPE), and (3) another examiner, known as a conferee, having sufficient experience to be of assistance in the consideration of the merits of the issues on appeal. On the examiner's answer, below the primary examiner's signature, the word "Conferees:" should be included, followed by the typed or printed names of the other two appeal conference participants. These two appeal conference participants must place their initials next to their name. The answer must also include the signature of a TC Director or designee to indicate that he or she approves any new grounds of rejection, if presented.

A review of the file finds that the Examiner's Answer mailed on November 21, 2007, is missing the signature of the Examiner charged with preparation of the Examiner's Answer in accordance with MPEP § 1207.01. Therefore, correction is required.

CONCLUSION

Accordingly, it is ORDERED that the application is returned to the Examiner:

- 1) for the Examiner to sign the Examiner's Answer; and
- 2) for such further action as may be required.

Application No. 10/027,965

If there are any questions pertaining to this Order, please contact the Board of Patent Appeals and Interferences at 571-272-9797.

KZ/pgc

Pepper Hamilton LLP
400 Berwyn Park
899 Cassatt Road
Berwyn PA 19312-1183